S.B.CRIMINAL MISC. BAIL APPLICATION NO. 5590/2006

(Smt. Madhu Soni vs. State of Rajasthan)

DATE OF ORDER : December 20, 2006

HON'BLE MR.H.R.PANWAR,J.

Mr.Sandeep Mehta, for the petitioner.
Mr.Vishal Raj Mehta, Public Prosecutor for State.
Mr.Dharmendra Jasmatiya, for the complainant.

Heard learned counsel for the petitioner and the Public Prosecutor for the State assisted by the counsel appearing for the complainant. Perused the first information report.

There is allegation against the present petitioner, who is sister-in-law of the complainant that on certain occasions, she was harassed, however, no specific occasion has been mentioned in the FIR.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by learned counsel for the parties, I consider it just and proper to grant anticipatory bail to the petitioner.

Accordingly, the bail application filed by petitioner under section 438 Cr.P.C. is allowed and it is directed that in the event of arrest of petitioner Smt. Madhu Soni w/o Ajay Kumar in FIR

No.116/2006, Police Station, Mahila Thana, Jodhpur, she shall be released on bail for a period till the police concludes the investigation and files the challan provided she furnishes a personal bond in the sum of Rs.10,000/- along with one surety of like amount to the satisfaction of Investigating Officer to surrender and appear before the trial court on the date of filing of the challan after conclusion of the investigation on the following conditions:-

(i)That she shall make herself available for interrogation by a police officer as and when required;

(ii)That she shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That she shall not leave India without the previous permission of the Court.

The petitioner shall surrender before the trial court on the date of filing of the challan.

(H.R.PANWAR),J.

m.asif/-